REMARKS/ARGUMENTS

Claim Amendments

The Applicant has not amended the claims. Accordingly, claims 11-20 and 31-40 are pending in the application. Favorable reconsideration of the application is respectfully requested in view of the following remarks.

Claim Rejections – 35 U.S.C. § 103 (a)

Claims 11-14, 17, 31-34 and 37 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Sevanto et al. (US 6,848,008 hereinafter Sevanto) in view of Muhonen (WO 99/66746 hereinafter Muhonen). The Applicant respectfully traverses the rejection of these claims

The Sevanto reference appears to disclose an addressing system for transmitting multimedia messages. In Sevanto receiver address data contains the actual address and data regarding the data type. On the basis of the data type a message switching center can use the correct retrieving method to transmit the message to a receiver. A message sent from a transmitting terminal in one network has the address type of a second network is used as the terminal address. A multimedia message-switching center (MMSC) is common to both networks and receives a message from the sender. In contrast, the Applicant's invention provides a server for the sender and the receiver. The sender sends the message to the sender's server and waits for the receiver's server to request the message.

The Muhonen reference appears to disclose a multimedia message service center (MMSC) serving a mobile station (MS). The MMSC sends an SMS notification message to the MS informing the MS that a multimedia message has been received in the MMSC. The MS then retrieves the message from the MMSC. What is missing from both Sevanto and Muhonen is any methodology for getting the multimedia message to the mobile device server when the message originates from a sender that is served by a different server. In Muhonen, the multimedia message contains the MSISDN of the mobile device, but not the IP address of the server serving the mobile device.

Therefore, the message cannot be routed through the Internet or other IP network to the server serving the mobile device.

Applicant's claim 11 combination recites, among other limitations, "sending a multimedia message from the sender to the sender's server..." and "...sending from the mobile device to the server serving the mobile device, a request to retrieve the multimedia message from the sender's server...". These steps are neither taught nor suggested by Sevanto or Muhonen. In the Official Action, a correspondence is drawn between this claimed feature and the description of a message that cannot be sent directly to a mobile station (page 21, lines 21-30). However, Applicant has reviewed this cited portion of Muhonen and finds no reference to sending the message to the sender's server and the mobile device requesting the mobile device's server to retrieve the message on the sender's server. Instead, the cited portion of Muhonen describes sending a large message to the MMSC for transmittal to the mobile device. If the message is too large, the message is broken into segments and transmitted as allowed. If the message cannot be sent to the mobile device, a short message is sent notifying the mobile device of the stored large message. Muhonen's process is different from the Applicant's invention, which discloses the mobile device receiving notice that a message is waiting on the sender's server, wherein the mobile device requests the mobile device's server to retrieve the multimedia message from the sender's server. In Muhonen, the message is already on the mobile device's server.

Neither Sevanto nor Muhonen disclose storing the multimedia message on the sender's server and notifying the mobile device (receiver) of the message, wherein the receiver requests the receiver's server to retrieve the message. The Applicant respectfully requests withdrawal of the rejection of claim 11 and the dependent claims 12-14 and 17. Also, claim 31 is analogous to claim 11 and contains the same novel limitations. Therefore, the Applicant respectfully requests the withdrawal of the rejection of claim 31 and the dependent claims 32-34 and 37.

Claims 15-16 and 35-36 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Sevanto and Muhonen further in view of Rueger et al. (US

2003/0018806 hereinafter Rueger). The Applicant respectfully traverses the rejection of these claims.

The Rueger reference is cited for disclosing mobile telephones in same or different networks addressed with MSISDN. However, Rueger does not supply the limitations of storing a message on a sender's server, notifying the recipient of the existence of the message and the recipient requesting the recipient's server to retrieve the message from the sender's server. The Applicant respectfully requests that the rejection of these claims be withdrawn.

Claims 18 and 38 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Sevanto and Muhonen further in view of Okada et al. (US 6,463,134 hereinafter Okada). The Applicant respectfully traverses the rejection of these claims.

The Okada reference is cited for teaching a WAP push. However, Okada does not recite the missing limitations of storing a message on a sender's server, notifying the recipient of the existence of the message and the recipient requesting the recipient's server to retrieve the message from the sender's server. The Applicant respectfully requests the withdrawal of the rejection of these claims.

Claims 19-20 and 39-40 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Sevanto, Muhonen and Okada further in view of Daly et al. (US 6,393,014 hereinafter Daly). The Applicant respectfully traverses the rejection of these claims.

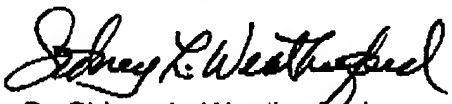
The Daly reference is cited for disclosing sending an HTTP GET request from the mobile device. However, Daly does not supply the limitations of storing a message on a sender's server, notifying the recipient of the existence of the message and the recipient requesting the recipient's server to retrieve the message from the sender's server. The Applicant respectfully requests that the rejection of these claims be withdrawn.

CONCLUSION

In view of the foregoing remarks, the Applicant believes all of the claims currently pending in the Application to be in a condition for allowance. The Applicant, therefore, respectfully requests that the Examiner withdraw all rejections and issue a Notice of Allowance for all pending claims.

The Applicant requests a telephonic interview if the Examiner has any questions or requires any additional information that would further or expedite the prosecution of the Application.

Respectfully submitted,



By Sidney L. Weatherford
Registration No. 45,602

Date: April 22, 2005

Ericsson Inc.
6300 Legacy Drive, M/S EVR 1-C-11
Plano, Texas 75024

(972) 583-8656
sidney.weatherford@ericsson.com